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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant: | David Francischelli et al. | Examiner: | Michael F. Peffley |
| Serial No.: | 10/056,806 | Group Art Unit: | 3739 |
| Filed: | January 25, 2002 | Docket No.: | M190.135.101 |
| Title: | SYSTEM AND METHOD OF PERFORMING AN ELECTROSURGICAL PROCEDURE | | |

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached form 1449 be considered by the Examiner and made of record. The cited references are enclosed for the Examiner's review. Pursuant to the provisions of M.P.E.P. 609, Applicants further request a copy of the 1449 form, marked as being considered and initialled by the Examiner, be returned with the next Official Communication.

Since this Supplemental Information Disclosure Statement is being submitted within three months of filing national application; or date of entry of national application; or before the mailing date of the first Office Action on the merits, a fee has not been enclosed. However, if such fee is required, the Patent Office is hereby authorized to charge Deposit Account No. 500471 for fees as set forth under 37 C.F.R. 1.17(p).

Applicants respectfully request consideration of these references during prosecution of the above-identified matter. The Examiner is invited to contact the Applicants' representative at

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the below-listed telephone number if there are any questions regarding this Communication or the tendered references.

Respectfully submitted,

David Francischelli et al.,

By their attorneys,

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November 18, 2003

TAC:jmc

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Reg. No. 39,649

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope address to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 18th day of November, 2003

By

Name: Timothy A. Czaja